

REMARKS

Reconsideration of this application is respectfully requested.

Independent claim 62 is directed to a method of disseminating information relating to litigation pending in a plurality of courts of law. The method includes the steps of reviewing records in a plurality of courts of law to obtain data relating to lawsuits in each of a plurality of courts of law. The step of reviewing records in a plurality of courts of law includes determining the identity of the plaintiff, determining the identity of the defendant, determining the cause of action, determining the identity of the attorney or attorneys filing the lawsuits, and determining the cause of action for the lawsuits filed in the plurality of the courts of law. In addition, claim 62 requires that the data obtained from the records in each court of law of the plurality of courts of law is transmitted to a database. The step of transmitting data obtained from records in the plurality of courts of law to a database includes transmitting data indicative of the identity of the plaintiff, the identity of the attorneys or attorneys filing the lawsuits, and the cause of action for each of the lawsuits. The database is accessed by terminals which communicate with the database by a network. At least a portion of the data from the database is transmitted over the network to the terminals which access the database.

Claim 62 defines over the prior art, and particularly the patent to Jones (WO 97/41524) and the patent to Bennett (5,444,615) by setting forth the steps of:

- (1) reviewing records in a plurality of courts of law to determine the identity of a plaintiff,
- (2) the identity of the defendant,
- (3) the cause of action,
- (4) the identity of the attorney or attorneys filing the lawsuit, and
- (5) the cause of action for the lawsuits.

In addition, claim 62 defines over the prior art by setting forth the step of transmitting data obtained from the records in each of the courts of law as including

transmitting data indicative of the identity of the plaintiff, defendant, the attorneys filing the lawsuits, and the causes of action.

The patent to Jones (WO 97/41524) discloses a litigation management system to be used by law firms and insurers. The system provides a process by which a substantial number of claims filed against customers (the insured) of the insurance companies are managed by various law firms. There is nothing in the patent Jones which suggests reviewing records in a plurality of courts of law to obtain the identity of plaintiffs, the identity of defendants, the cause of action, and the identity of the attorney or attorneys filing the lawsuits. In the patent to Jones, the records which can be reviewed are the databases of the law firms and the insurance companies connected with a central server.

The patent to Jones contemplates that the processing system disclosed therein will contain an insurance claims database, a communications management database, a billing controller, a new claims database, and a billing status database. There is nothing in the patent to Jones which suggest reviewing records in a plurality of courts of law to obtain data relating to lawsuits. Even more specifically, there is nothing in the patent to Jones which suggest reviewing records in a plurality of courts of law to obtain the information set forth in claim 62.

The patent to Bennett (5,444,615) relates to a transcription network having access to a plurality of databases or libraries. The libraries contain data to facilitate the conducting of litigation by one or more attorneys. The libraries include an outline library which facilitates the preparation of the various forms used during litigation, such as a complaint, or an answer. The outline library and the attorney interact so as to tailor the forms to the facts of particular litigation.

In addition, the transcription network of Bennett includes a case law library where the attorney may conduct a search of previously recorded cases relating to the subject matter of the litigation in order to learn the applicable law. The transcription network of Bennett also includes a case evidence library in which deposition transcripts, annotations, scanned documents, and other case evidence is stored. A supplemental library is provided to store draft discovery, jury instructions,

and other materials. The transcription network is utilized by one or more attorneys in a law firm to facilitate performance of the tasks associated with most litigation.

There is nothing in either the patent to Jones (WO 97/41524) or Bennett (5,444,615) which suggest reviewing records in a plurality of courts of law, transmitting the data obtained from the records in each court of law to a database, accessing the database with terminals, and transmitting a portion of the data from the database to the terminals. There is nothing in the patents to Jones and/or Bennett which suggest reviewing records in a plurality of courts to obtain data relating to lawsuits. More specifically, there is nothing in the patents to Jones and/or Bennett which suggests reviewing records in a plurality of courts of law to obtain data relating to the identity of the plaintiffs and defendants, the cause of action, and the identity of the attorney or attorneys filing the lawsuits in the manner set forth in claim 62.

Claims 62 through 95 depend from claim 62 and define over the prior art for substantially the same reasons as does claim 62 and by virtue of the method steps set forth in these claims taken in combination the method steps of claim 62. Specifically, claim 63 sets forth the step of reviewing records in a plurality of courts as including determining the disposition of lawsuits filed in each court of the plurality of courts of law. The step of transmitting data from the records in each court includes transmitting data indicative of the disposition of lawsuits filed in each court of law. There is nothing in the patents to Jones and/or Bennett which suggests reviewing records in a plurality of courts of law to determine the disposition of lawsuits and transmitting data indicative of the disposition of lawsuits to a database in the manner set forth in claim 63.

Claim 64 depends from claim 62 and sets forth the step of searching the database to determine the disposition of lawsuits filed by any one attorney in each court of law of the plurality of courts of law. The step of transmitting at least a portion of the data from the database to the terminals which access the database includes transmitting data indicative of the disposition of lawsuits filed by the one attorney in each court of law of the plurality of courts of law. There is nothing in the

patents to Jones and/or Bennett which suggest determining the disposition of lawsuits filed by an attorney in a court of law.

Claim 65 depends from claim 62 and sets forth the step of reviewing records in a plurality of courts of law as including visually reviewing and manually copying records in each court of law of the plurality of courts of law. There is nothing in the patents to Jones and/or Bennett which suggest manually copying records in a court of law in the manner set forth in claim 65.

Claim 66 depends from claim 62 and sets forth the step of reviewing records in a plurality of courts of law as including electronically reading data stored at each court of law. The step of transmitting data from the records in each court of law includes electronically transmitting data to a data storage device.

Claim 67 depends from claim 62 and sets forth the steps of determining a relationship between a number of lawsuits in which one attorney represented litigants in a plurality of courts of law and a number corresponding to the number of lawsuits decided in favor of a litigant represented by the one attorney in a plurality of courts of law. Data is transmitted from the database to at least one of the terminals indicative of the relationship between the number of lawsuits in which the one attorney represented litigants in the plurality of courts of law and the number of lawsuits decided in favor of litigants represented by the one attorney.

The patents to Jones (WO 97/41524), Bennett (5,444,615) and/or Maxwell (6,098,070) do not disclose the step of determining the relationship between a number of lawsuits in which one attorney represented litigants in a plurality of courts of law and a number corresponding to the number of lawsuits decided in favor of the litigant represented by the one attorney in the manner set forth in claim 67. The prior art does not disclose the concept of determining the relationship between the number of lawsuits in which an attorney represented litigants and the number of lawsuits decided in favor of the litigants represented by the attorney. For example, this relationship may indicate that the attorney was successful in approximately 80 percent of the number of cases which he filed. The relationship of the number of

lawsuits in which an attorney was successful to the number of lawsuits which the attorney tried would be helpful to a person considering employing the attorney.

Claim 68 depends from claim 62 and sets forth the step of determining a relationship between the number corresponding to the number of lawsuits in which one attorney represented plaintiffs and a number corresponding to the number of lawsuits decided in favor of plaintiffs represented by the attorney. The relationship of the number of lawsuits in which an attorney represented plaintiffs to the number of lawsuits decided in favor of the plaintiffs represented by the attorney would be helpful to an individual considering initiating litigation as a plaintiff. There is nothing in the patents to Jones, Bennett and/or Maxwell which discloses determining such a relationship.

Claim 69 depends from claim 62 and sets forth the step of determining a relationship between a number corresponding to the number of lawsuits in which an attorney represented defendants to a number corresponding to the number of lawsuits decided in favor of defendants represented by the one attorney. The relationship of the number of lawsuits which an attorney represented defendants and which were decided in favor of the defendants to the total number of cases in which the attorney represented defendants would be helpful to an individual undertaking litigation as a defendant. There is nothing in the patents to Jones, Bennett and/or Maxwell which discloses determining the relationship between a number corresponding to the number of lawsuits in which an attorney represented defendants to a number corresponding to the number of lawsuits decided in favor of defendants represented by the attorney.

Claim 70 depends from claim 62 and sets forth the step of determining a number corresponding to the number of lawsuits in which one law firm represented litigants and a number corresponding to the number of lawsuits decided in favor of litigants represented by the one law firm. The relationship of the number of lawsuits decided in favor of litigants represented by a firm and the total number of lawsuits undertaken by the firm would be of interest to an individual considering employing a law firm. There is nothing in the patents to Jones, Bennett and/or Maxwell which

even remotely suggest determining a number corresponding to the number of lawsuits in which one law firm represented litigants and a number corresponding to the number of lawsuits decided in favor of litigants represented by the one law firm.

Claim 71 depends from claim 62 and sets forth the step of determining a relationship between a number corresponding to the number of lawsuits in which one law firm represented plaintiffs and a number corresponding to the number of lawsuits decided in favor of plaintiffs represented by the one law firm. The relationship between the number of lawsuits decided in favor of plaintiffs represented by a law firm and a total number of lawsuits in which the law firm represented plaintiffs would be of interest to an individual considering initiating litigation as a plaintiff.

Claim 72 is directed to a method which includes the steps of determining a relationship between a number corresponding to the number of lawsuits in which a law firm represented defendants in a plurality of courts of law and a number corresponding to the number of lawsuits decided in favor of defendants represented by the law firms. The relationship of the number of lawsuits decided in favor of defendants represented by one law firm to the number of lawsuits in which the law firm represented defendants would be of interest to an individual considering becoming involved in litigation as a defendant.

Claim 73 depends from claim 72 and sets forth the step of determining the relationship between a number corresponding to the number of lawsuits relating to one specific type of cause of action in which one attorney represented litigants in a plurality of courts of law and a number corresponding to the number of lawsuits relating to one specific type of cause of action and decided in favor of litigants represented by the one attorney in the plurality of courts of law. Individuals considering becoming involved in litigation representing a specific type of cause of action, such as patent infringement or malpractice, would be interested in the relationship between the number of lawsuits relating to this type of cause of action in which an attorney represented litigants and a number corresponding to the number of lawsuits relating to the specific cause of action decided in favor of litigants

represented by the attorney. There is nothing in the patents to Jones, Bennett and/or Maxwell which suggest determining the relationship between a number of corresponding the number of lawsuits related to a specific type of cause of action and decided in favor of litigants represented by one attorney and a number corresponding to the number of lawsuits relating to the specific type of cause of action in which the one attorney represented litigants.

Claim 74 depends from claim 62 and sets forth the step of determining a relationship between a number corresponding to the number of lawsuits relating to one specific cause of action in which an attorney represented plaintiffs and a number corresponding to the number of lawsuits relating to the one specific type of cause of action and decided in favor of plaintiffs represented by the attorney. There is nothing in the patents to Jones, Bennett and/or Maxwell which suggest determining numbers relating to a specific cause of action in which an attorney represented plaintiffs to a total number of lawsuits relating to specific cause of action and decided in favor of plaintiffs.

Claim 75 depends from claim 62 and sets forth the steps of determining a relationship between a number corresponding to the number of lawsuits relating to one specific type of cause of action in which attorney represented defendants in a plurality of courts of law and a number corresponding to a number of lawsuits relating to one specific type of cause of action and decided in favor of defendants represented by the one attorney. The relationship of a number corresponding to the number of lawsuits decided in favor of defendants represented by an attorney to a number of corresponding to the number of lawsuits relating to the one specific type of cause of action in which the attorney represented defendants would be of interest to an individual contemplating becoming involved in litigation as a defendant.

Claim 76 depends from claim 62 and sets forth the step of determining the number of lawsuits in which any one attorney represented a litigant in any one of a plurality of courts of law and which resulted in a decision by a judge or a jury. The number of lawsuits which the one attorney represented a litigant in any one of a plurality of courts of law in which resulted in a decision by a judge or jury favorable

to the litigant represented by the one attorney is also determined. The relationship between the two numbers would be of interest to a person considering becoming involved in litigation and being represented by an attorney. There is nothing in the patents to Jones and Bennett which even remotely suggests determining the number of lawsuits in which an attorney represented a litigant in which resulted in a decision by judge or jury and the number of lawsuits in which the decision by the judge or jury was favorable to a litigant represented by the attorney. The relationship of these numbers would indicate the rate of success of the attorney in situations where there is a decision by a judge or jury in litigation. This concept is not disclosed in the patents to Jones and/or Bennett.

Claim 77 depends from claim 62 and sets forth the steps of determining a total number of lawsuits filed by one attorney in a plurality of courts of law and the number of lawsuits settled by litigants represented by the one attorney. A relationship is determined between the total number of lawsuits filed by the one attorney and the number of lawsuits settled by litigants represented by the one attorney. The relationship between the total number of lawsuits filed by an attorney and the number of lawsuits settled by litigants represented by the attorney would be of interest to an individual contemplating the undertaking of litigation. The patents to Jones and/or Bennett do not disclose determining a relationship between a total number of lawsuits filed by an attorney and the number of lawsuits settled by litigants represented by the attorney.

Claim 78 depends from claim 62 and includes the steps of determining the number of lawsuits relating to each of a plurality of different causes of action filed by an attorney. The number of lawsuits decided in favor of litigants represented by the one attorney for each cause of action of the plurality of causes of action is determined. The number of lawsuits decided in favor of litigants represented by one attorney for a cause of action and the number of lawsuits relating to each of a plurality of different causes of action filed by the one attorney would be of interest to an individual contemplating the filing of litigation. The patents to Jones and Bennett do not disclose determining the number of lawsuits relating to each of a plurality of

different causes of action filed by an attorney. Furthermore, the patents to Jones and Bennett do not disclose determining the lawsuits decided in favor of litigants represented by the one attorney for each cause of action of the plurality of causes of action.

Claim 79 depends from claim 72 and sets forth the step of determining the average length of times lawsuits filed by one attorney are pending in a court before being terminated for each of a plurality of different causes of action. The average length of time in which lawsuits filed by an attorney are pending in a court of law would be of interest to an individual contemplating litigation. The patents to Jones and/or Bennett do not disclose determining the average length of time lawsuits filed by an attorney are pending in a court of law before being terminated.

Claim 80 depends from claim 62 and sets forth the step of determining a number of lawsuits which were appealed from a lower court to a higher court and which involved a litigant represented by one attorney. The number of appeals which are decided by the higher court in favor of the litigant represented by the one attorney is also determined. A litigant contemplating appealing the decision by a lower court to a higher court would be interested in the number of appeals which were decided by a higher court in favor of a litigant represented by an attorney. There is nothing in the patents to Jones and/or Bennett which discloses determining the number of appeals which are decided by a higher court in favor of a litigant represented by an attorney. There is nothing in the patents to Jones and/or Bennett which discloses the determining the number of lawsuits which were appealed from a lower court to a higher court and which involved a litigant represented by a specific attorney.

Claim 81 depends from claim 62 and sets forth the step of determining the number of lawsuits which were appealed from a lower court to a higher court and which involved one specific type of cause of action and a litigant represented by one law firm. The numbers of appeals which related to the one specific type of cause of action and were decided by the higher court in favor of the litigant represented by the one law firm is also determined. The relationship between the number of

lawsuits which were appealed and the number of appeals which were decided by a higher court in favor of a litigant represented by a law firm is also determined. An individual contemplating appealing a decision would be interested in knowing the relationship of the number of appeals taken by a law firm and the number of appeals which were decided by a higher court in favor of the law firm.

Claim 82 depends from claim 62 and sets forth the step of determining a relationship between a number of lawsuits decided in favor of a plaintiff by each judge of a plurality of judges to a number of lawsuits decided by each judge of the plurality of judges. There is nothing in the patents to Jones and/or Bennett which even remotely suggests determining a relationship between a number of lawsuits decided in favor of a plaintiff by each judge of a plurality of judges to a number of lawsuits decided by each judge of a plurality of judges.

Claim 83 depends from claim 62 and sets forth the step of determining the relationship between a number of lawsuits decided in favor of a defendant by each judge of a plurality of judges to a number of law suits decided by each judge of the plurality of judges. There is nothing in the patents to Jones and/or Bennett which suggest determining the relationship between a number of lawsuits decided in favor of the defendant by each judge of a plurality of judges to a number of lawsuits decided by each judge.

Claim 84 depends from claim 62 and sets forth the step of determining a relationship between a number of lawsuits which were appealed from each judge of a plurality of judges to a number of appeals in which judge of a plurality of judges was affirmed. A litigant contemplating a appealing a decision from a judge would be interested in knowing the relationship between a number of lawsuits which were appealed from a judge to a number of appeals in which a judge was affirmed by an appellant court. The patents to Jones and/or Bennett do not disclose the steps of determining a relationship between a number of lawsuits which were appealed from a judge to a number of appeals in which the judge was affirmed by an appellant court.

Claim 85 depends from claim 62 and sets forth the steps of determining the relationship between a number of lawsuits settled before trial by each judge of a plurality of judges to a number of lawsuits assigned to each judge of the plurality of judges. An individual involved in litigation would be interested in knowing the relationship between the number of lawsuits settled before trial to the number of lawsuits assigned to a judge. The patents to Jones and/or Bennett do not disclose determining a relationship between a number of lawsuits settled before trial by a judge to a number of lawsuits assigned to the judge.

Claim 86 depends from claim 62 and sets forth the steps of determining the identity of expert witnesses for each of a plurality of different causes of action in a plurality of courts. There is nothing in the patents to Jones and/or Bennett which even remotely suggests determining the identity of expert witnesses for a plurality of causes of action in a plurality of courts in the manner set forth in claim 86.

Claim 87 depends from claim 62 and sets forth the step of determining the identity of expert witnesses for each of a plurality of different causes of action in a plurality of different courts. The number of lawsuits which resulted in favorable decisions for a litigant assisted by each expert witness is determined. A litigant contemplating the selection of expert witnesses would be interested in knowing the number of lawsuits which resulted in favorable decisions for a litigant assisted by a particular expert witness. There is nothing in the patents to Jones and/or Bennett which suggests determining the number of lawsuits which resulted in favorable decisions for a litigant assisted by a specific expert witness.

Claim 88 depends from claim 62 and sets forth the step of determining a number of appeals from lower court decisions to each of a plurality of appeal courts. The outcome of appeals from lower court decisions to each of the appeal courts is determined. There is nothing in the patents to Jones and/or Bennett which suggests determining the number of appeals from lower court decisions to each of a plurality of appeal courts and determining the outcome of the appeals from the lower court decisions to the appeal courts.

Claim 89 depends from claim 62 and sets forth the steps of determining the number of appeals to a plurality of appeal courts from a plurality of lower court decisions for each of a plurality of causes of action. The number of appeals which were affirmed by each appeal court of the plurality of appeal courts for each cause of action is determined. A litigant considering appealing from a decision by a lower court would be interested in the information. The patents to Jones and/or Bennett do not disclose determining the number of appeals to a plurality of appeal courts for a plurality of lower court decisions for each of a plurality of causes of actions in the manner set forth in claim 89.

Claim 90 depends from claim 62 and sets forth the step of determining the number of appeals to a plurality of appeal courts from a plurality of lower court decisions for each of a plurality of causes of action. The number of appeals which were reversed by each appeal court of a plurality of courts for each cause of action is determined. A litigant considering appealing would be interested in the number of appeals from a lower court decision for a cause of action and the number of appeals which were reversed by each appeal court. This concept is not disclosed or even remotely suggested by the patents to Jones and/or Bennett.

Claim 91 depends from claim 62 and sets forth the step of transmitting data as including transmitting data relating to lawsuits filed within a period of time in each of a plurality of courts in each of a plurality of states of the United States. The patents to Jones and/or Bennett do not disclose transmitting data relating to lawsuits filed within a period of time in each of a plurality of courts in each of a plurality of states in the United States.

Claim 92 depends from claim 62 and sets forth the step of reviewing records in a plurality of courts of law as including reviewing records in both state and federal courts. The step of transmitting data includes transmitting data relating to both federal and state courts. The patents to Jones and/or Bennett does not disclose the step of reviewing records in both state and federal court and transmitting data relating to both the state and federal courts.

Claim 93 depends from claim 62 and sets forth the step of transmitting data as including electronically reading data stored in each of the courts of the plurality of courts of each of a plurality of states in the United States of America and electronically transmitting data from each of the courts of a plurality of courts to a database. The patents to Jones and/or Bennett do not disclose electronically reading data stored in each court of a plurality of courts in each of a plurality of states.

Claim 94 depends from claim 62 and sets forth the step of transmitting data as including viewing and manually copying records in each court of a plurality of courts in each of a plurality of states in the United States. The patents to Jones and/or Bennett do not disclose viewing and manually copying records in each court of a plurality of courts in the manner set forth in claim 94.

Claim 95 depends from claim 62 and sets forth the step of transmitting data as including transmitting data relating to lawsuits filed in state and federal courts with at least a portion of at least one state of the United States of America to the database. The patents to Jones and/or Bennett do not disclose transmitting data relating to lawsuits filed in state and federal courts in at least one state in the United States of America to a database.

Independent claim 96 is directed to a method of disseminating information relating to litigation pending in a plurality of courts of law. The method includes reviewing records in a plurality of courts of law to obtain data relating to lawsuits filed in each of the plurality of courts of law. The step of reviewing records in a plurality of courts of law includes determining the identity of expert witnesses and the causes of action in regard to which the expert witnesses testified. The data obtained from the records in each court of law of the plurality of courts of law is transmitted to a database. The data which is transmitted to the database includes data indicative of the identity of expert witnesses and causes of action in regard to which the expert witnesses testified. The database is accessed with terminals which communicate with the database by a network. At least a portion of the data is transmitted from the database over the network to the terminals which access the database.

Claim 96 defines over the prior art, and particularly the patents to Jones and Bennett, by setting forth the step of reviewing records in a plurality of courts of law to obtain data which identifies expert witnesses and the cause of action in regard to which the expert witnesses testified. The patent to Jones (WO 97/41524) relates to a data processing system which interconnects law firms and insurers. The data processing system disclosed in the Jones patent relates to insurance claims and the controlling of billing resulting from the claims. There is nothing in the patent to Jones which even remotely suggests reviewing records in a plurality of courts of law and determining the identity of expert witnesses and causes of action in regard to which the expert witnesses testified. In addition, there is nothing in the patent to Jones which suggest transmitting data obtained from records in courts of law, including the identity of expert witnesses, over a network to terminals in the manner set forth in claim 96.

The patent to Bennett relates to a transcription network which is used by attorneys to manage a lawsuit. The patent to Bennett does not suggest reviewing records in courts to determine the identity of expert witnesses and causes of action in regard to which the expert witnesses testified in the manner set forth in claim 96.

Claims 97 through 105 depend from claim 96 and define over the prior art for substantially the same reasons as does claim 96 and by virtue of the method steps set forth in these claims taken in combination with the method steps of claim 96. Specifically, claim 97 sets forth the step of reviewing records in a plurality of courts of law as including determining the identity of the plaintiff. The identity of the defendant and the cause of action for each of the lawsuits filed in the plurality of courts of law. The step of transmitting data obtained from the records in each court of law includes transmitting data indicative of the identity of the plaintiff, the identity of the defendant and the cause of action for lawsuits filed in the plurality of courts of law. The patents to Jones and Bennett do not disclose reviewing records in courts of law and transmitting data obtained from the records indicative of the identity of a plaintiff, the identity of a defendant and the cause of action for lawsuits filed in the plurality of courts of law to the database.

Claim 98 depends from claim 96 and sets forth the step of reviewing records in a plurality of courts of law as including determining the disposition of lawsuits filed in each court of the plurality of courts of law. The step of transmitting data obtained from records in each court of the plurality of courts of law includes transmitting data indicative of the disposition of lawsuits filed in each court of law of the plurality of courts of law to the database. The patents to Jones and/or Bennett do not disclose determining the disposition of lawsuits filed in each court of a plurality of courts of law and transmitting data indicative of the disposition of the lawsuits.

Claim 99 depends from claim 96 and sets forth the step of reviewing records in a plurality of courts of law includes determining the identity of the attorney or attorneys filing lawsuits and the cause of actions for the lawsuits in each court of the plurality of courts of law. The step of transmitting data obtained from the records in each court of law of the plurality of courts of law includes transmitting data indicative of the identity of the attorney or attorneys filing lawsuits and the causes of action for lawsuits. The patents to Jones and/or Bennett do not disclose determining the identity of the attorney or attorneys filing lawsuits and the cause of action for lawsuits.

Claim 100 depends from claim 99 and sets forth the step of reviewing records in a plurality of courts of law as including determining the disposition of lawsuits filed in each court of the plurality of courts of law. The step of transmitting data obtained from the records in each court of law of the plurality of courts of law includes transmitting data indicative of the disposition of lawsuits filed in each court of law to the database. There is nothing in the patents to Jones and/or Bennett which discloses determining the disposition of lawsuits and transmitting data indicative of the disposition of the lawsuits.

Claim 101 depends from claim 100 and sets forth the step of searching the database to determine the disposition of lawsuits by any one attorney in each court of law of a plurality of courts of law. The step of transmitting at least a portion of the data from the database to the terminals which access the database includes transmitting data indicative of the disposition of lawsuits filed by the one attorney in

each court of law of the plurality of courts of law. The patents to Jones and/or Bennett do not disclose the concept of searching a database to determine the disposition of lawsuits filed by any one attorney in each court of a plurality of courts of law.

Claim 102 depends from claim 96 and sets forth the step of reviewing records in a plurality of courts of law as including reviewing and manually copying records in each court of law of the plurality of courts of law.

Claim 103 depends from claim 96 and sets forth the step of reviewing records in a plurality of courts of law as including electronically reading data stored in each court of law of the plurality of courts of law. The step of transmitting data obtained from the records in each court of law of the plurality of courts of law includes electronically transmitting data to a data storage device.

Claim 104 depends from claim 96 and sets forth the step of transmitting data indicative of whether or not an expert witness testified in behalf of a litigant who received a favorable decision in the litigation in which the expert witness testified. The patents to Jones and/or Bennett do not disclose transmitting data indicative of whether or not an expert witness testified in behalf of a litigant who received a favorable decision.

Claim 105 depends from claim 96 and sets forth the step of determining a relationship between a number corresponding to the number of lawsuits in which one expert witness testified and a number corresponding to the number of lawsuits in which the one expert witness testified and which were decided in favor of a litigant on whose behalf the one expert witness testified. Data is transmitted from the database to at least one of the terminals indicative of the relationship between the number of lawsuits in which the one expert witness testified and the number of lawsuits in which the one expert witness testified and which were decided in favor of a litigant on whose behalf the one expert witness testified.

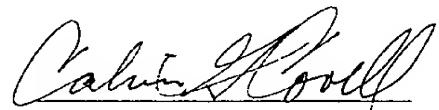
A proposed drawing (Fig. 2) setting forth a flowchart is enclosed herewith. If the Examiner approves of the drawing, please add the drawing to the application.

The flowchart in the drawing is based on the application as originally filed and does not include new matter.

In view of the foregoing remarks, it is believed that the claims in this application clearly and patently define over the prior art. Therefore, it is respectfully requested that the claims be allowed and this application passed to issue.

If for any reason the Examiner believes that a telephone conference would expedite the prosecution of this application, it is respectfully requested that the Examiner call applicant's attorneys in Cleveland, Ohio at 621-2234, area code 216. Please charge any deficiency in the fees for this application to our Deposit Account No. 20-0090.

Respectfully submitted,



Calvin G. Covell
Reg. No. 24,042

TAROLLI, SUNDHEIM, COVELL,
TUMMINO & SZABO L.L.P.
1111 Leader Building
526 Superior Avenue
Cleveland, Ohio 44114-1400
Phone:(216) 621-2234
Fax: (216) 621-4072

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